IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 9516 of 2005

Between:

Chegudi Santakumari, W/o. Danial, R/o.7th Ward, Nagaram Gram Panchayat Guntur District.

..... PETITIONER

AND

1 The Commissioner, Panchayat Raj, A.P., Hyderabad.
2 The District Collector (Panchayat Wing), Guntur, Guntur District.
3 The Extension Officer (P.R.& R.D), Nagaram, Nagaram Mandal, Guntur District.
4 U. Chennakesavulu, S/o. Not Known,
Nagarm Gram Panchayat, Nagaram Mandal, Guntur District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate order or direction or a writ more particularly a writ in the nature of Mandamus directing the respondents 1 to 3 herein to take appropriate steps to initiate civil and Criminal proceedings against the 4th respondent herein, as per the proceedings Roc.No.1700/99-G1 dt.10-01-2003 issued by the 2nd respondent herein by taking into consideration the representation dt.31.01.2005 filed by the petitioner herein after declaring the inaction of the respondent 1 to 3 herein is illegal, void and arbitrary.

Counsel for the Petitioner: MR.G.DHARMA RAO

Counsel for the Respondents 1 to 3: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following:

ORDER:

The petitioner, who claims to be the ward member of Nagaram Gram Panchayat, alleges that the fourth respondent, who was the Sarpanch of the Gram Panchayat during the period 1995-2000 has failed to render accounts and misappropriated the panchayat funds to the tune of Rs.1,77,021/-. It is stated that having conducted an enquiry, the second respondent by proceedings dated 10-01-2003, directed the third respondent Extension Officer to initiate criminal action against the fourth respondent, for having misappropriated public funds. However, the third respondent failed to take any steps so far. Hence, this writ petition.

It is to be noted that the petitioner, along with others made a representation dated 31-01-2005 before the respondents 1 and 2 bringing to their notice the inaction on the part of the third respondent and requesting to take necessary action against the fourth respondent. In the circumstances, the learned Government Pleader for Panchayat Raj appearing for the respondents 1 to 3, states that the said representation will be considered and appropriate action will be taken in accordance with law.

Accordingly, the writ petition is disposed of with a direction to the respondents 1 and 2 to consider the representation dated
31-01-2005 made by the petitioner and take necessary action, in accordance with law.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 26-04-2005

LSK

To

1 The Commissioner, Panchayat Raj, A.P., Hyderabad.
2 The District Collector (Panchayat Wing), Guntur, Guntur District.
3 The Extension Officer (P.R.& R.D), Nagaram, Nagaram Mandal, Guntur District.
4 Two C.Cs. to the G.P. for Panchayat Raj, High Court buildings, Hyderabad.(OUT)

5 Two C.D. copies.